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November 30, 2001

To Whom It May Concern:

This letter is to certify that Technical Translation Services, member of NOTA, a chapter of the American Translators Association, has translated Japanese Patent Publication Nos. 57007420 and 59112922 from Japanese to English to the best of our ability.

Translated by Technical Translation Services.

  
J.M. Crouvisier

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE THE 30<sup>th</sup> DAY OF  
November, 2001 in Lake County, State of Ohio.

  
Notary Public

JAMES HENDERSON, Notary Public  
STATE OF OHIO-Cuyahoga County  
My Commission Expires June 27, 2006

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## FAX TRANSMISSION

December 11, 2001

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<u>Name</u>	<u>Company Name</u>	<u>Facsimile Number</u>	<u>Company Number</u>
Examiner Flood	USPTO	703.305.7939	

FROM: Randall C. Brown

PHONE: 214/969-4769

FLOOR: 43

RE:

Applicant: McAnalley et al.

Serial No.: 09/242,215

Filing Date: February 8, 1999

For: Compositions of Plant Carbohydrates as Dietary Supplements

Comments/Special Instructions

Examiner Flood: Attached are the documents we discussed today. Specifically, attached is an Amendment filed October 22, 2001 regarding the above-identified application. Please note the certificate of mailing on the document which verifies that it was deposited with the U.S. Postal Service on October 22, 2001. Also enclosed is a certificate by Technical Translation Services concerning the translations from Japanese to English of Japanese Patent Publication Nos. 57007420 and 59112922 submitted with the Amendment filed July 9, 2001. Please enter the attached documents in the above application. If you have any questions about the attached documents, please give me a call. Thank you for your consideration.

Respectfully submitted, Randall C. Brown

CLIENT/MATTER NO: 013258.0172

USER ID: 009697

SECRETARY: Ellen Lovelace

EXT: 4297

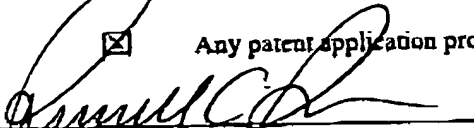
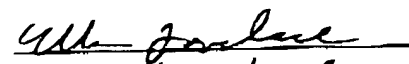
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<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>			<b>Docket No. 013258.0172</b>		
<b>Applicant(s): McAnalley et al.</b>					
<b>Serial No.</b> 09/242,215	<b>Filing Date</b> February 8, 1999	<b>Examiner</b> M. Flood	<b>Group Art Unit</b> 1651		
<b>Invention:</b> <b>COMPOSITIONS OF PLANT CARBOHYDRATES AS DIETARY SUPPLEMENTS</b>					
<b><u>TO THE ASSISTANT COMMISSIONER FOR PATENTS</u></b>					
Transmitted herewith is an amendment in the above-identified application. <input type="checkbox"/> Small Entity of this application has been established under 37 CFR 1.27 by a verified statement previously submitted.					
The fee has been calculated as shown below.					
<b>CLAIMS AS AMENDED</b>					
	<b>CLAIMS REMAINING AFTER AMENDMENT</b>	<b>HIGHEST # PREV. PAID FOR</b>	<b>NUMBER EXTRA CLAIMS PRESENT</b>	<b>RATE</b>	<b>ADDITIONAL FEE</b>
<b>TOTAL CLAIMS</b>	39	39 =	0	x \$18.00	\$-0-
<b>INDEP. CLAIMS</b>	8	8 =	0	x \$80.00	\$-0-
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$-0-</b>
<input checked="" type="checkbox"/> No additional fee is required for amendment.					
<input type="checkbox"/> Please charge Deposit Account No. 01-0657 in the amount of \$ . A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 01-0657. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.					
<input checked="" type="checkbox"/> Any patent application processing fees under 37 C.F.R. 1.17.					
 Randall C. Brown, Reg. No. 31,213 AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P. P.O. Box 688 DALLAS, TX 75313-0688 214/969-2800		Dated: October 22, 2001			
				<div>I certify that this document and fee is being deposited on October 22, 2001 with the US Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.</div> <div style="text-align: right;"> Ellen Lovelace</div>	

HC  
11/3  
9/14/02

Patent  
Attorney Docket  
No. 013258.0172

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of:

**MCANALLEY ET AL.**

Application No. 09/242,215

Group Art Unit: 1651

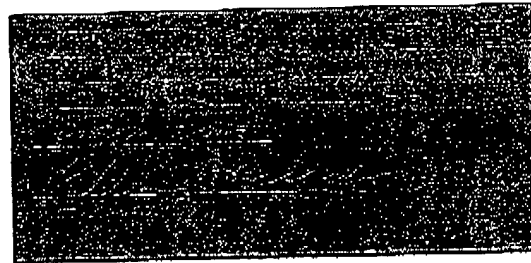
Filed: FEBRUARY 8, 1999

Examiner: M. Flood

For: **COMPOSITIONS OF PLANT CARBOHYDRATES AS DIETARY SUPPLEMENTS**

Assistant Commissioner  
for Patents  
Washington, D.C. 20231

Sir:



**AMENDMENT; AND RESPONSE TO OFFICE ACTION MAILED  
FEBRUARY 7, 2001 AND COMMUNICATION MAILED SEPTEMBER 20, 2001**

The present paper is submitted as a complete response to the Office Action mailed February 7, 2001 and the Communication mailed September 20, 2001. Should any fees be deemed necessary for the filing of the present document, the Commissioner is hereby authorized to deduct said fees from Deposit Account No. 01-0657.

**IN THE SPECIFICATION**

The following paragraph, beginning on page 11, line 6, and ending on page 11, line 24, is amended as indicated in the marked up version included with this response as Attachment A: